

Fill in this information to identify your case:

United States Bankruptcy Court for the:

WESTERN DISTRICT OF NORTH CAROLINA

Case number (if known) Chapter 11

☐ Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

4/19

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name	Radford Quarries, Inc.	
2. All other names debtor used in the last 8 years Include any assumed names, trade names and doing business as names		
3. Debtor's federal Employer Identification Number (EIN)	56-1764451	
4. Debtor's address	Principal place of business 5605 Bamboo Road Boone, NC 28607-9678 Number, Street, City, State & ZIP Code Watauga County	Mailing address, if different from principal place of business P.O. Box 2071 Boone, NC 28607 P.O. Box, Number, Street, City, State & ZIP Code Location of principal assets, if different from principal place of business Number, Street, City, State & ZIP Code
5. Debtor's website (URL)		
6. Type of debtor	<input checked="" type="checkbox"/> Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP)) <input type="checkbox"/> Partnership (excluding LLP) <input type="checkbox"/> Other. Specify:	

Debtor **Radford Quarries, Inc.**
Name

Case number (if known)

7. Describe debtor's business

A. Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

B. Check all that apply

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.
See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- ☐ Chapter 7
- ☐ Chapter 9

☒ Chapter 11. Check all that apply:

- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,725,625 (amount subject to adjustment on 4/01/22 and every 3 years after that).
- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

- ☒ No.
- ☐ Yes.

If more than 2 cases, attach a separate list.

District	_____	When	_____	Case number	_____
District	_____	When	_____	Case number	_____

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

- ☒ No
- ☐ Yes.

List all cases. If more than 1, attach a separate list

Debtor	_____	Relationship	_____
District	_____	When	_____
		Case number, if known	_____

Debtor **Radford Quarries, Inc.**
Name

Case number (if known)

11. Why is the case filed in this district?

Check all that apply:

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

☒ No

☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard?

☐ It needs to be physically secured or protected from the weather.

☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

☐ Other

Where is the property?

Number, Street, City, State & ZIP Code

Is the property insured?

☐ No

☐ Yes. Insurance agency

Contact name

Phone

Statistical and administrative information

13. Debtor's estimation of available funds

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors

☐ 1-49

☒ 50-99

☐ 100-199

☐ 200-999

☐ 1,000-5,000

☐ 5001-10,000

☐ 10,001-25,000

☐ 25,001-50,000

☐ 50,001-100,000

☐ More than 100,000

15. Estimated Assets

☒ \$0 - \$50,000

☐ \$50,001 - \$100,000

☐ \$100,001 - \$500,000

☐ \$500,001 - \$1 million

☐ \$1,000,001 - \$10 million

☐ \$10,000,001 - \$50 million

☐ \$50,000,001 - \$100 million

☐ \$100,000,001 - \$500 million

☐ \$500,000,001 - \$1 billion

☐ \$1,000,000,001 - \$10 billion

☐ \$10,000,000,001 - \$50 billion

☐ More than \$50 billion

16. Estimated liabilities

☐ \$0 - \$50,000

☐ \$50,001 - \$100,000

☐ \$100,001 - \$500,000

☐ \$500,001 - \$1 million

☒ \$1,000,001 - \$10 million

☐ \$10,000,001 - \$50 million

☐ \$50,000,001 - \$100 million

☐ \$100,000,001 - \$500 million

☐ \$500,000,001 - \$1 billion

☐ \$1,000,000,001 - \$10 billion

☐ \$10,000,000,001 - \$50 billion

☐ More than \$50 billion

Debtor **Radford Quarries, Inc.**
Name

Case number (if known)

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature
of authorized
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **July 26, 2019**
MM / DD / YYYY

X /s/ D.J. Cecile, Jr.

Signature of authorized representative of debtor

D.J. Cecile, Jr.

Printed name

Title **Vice President and Chief Financial
Officer**

18. Signature of attorney

X /s/ Richard S. Wright

Signature of attorney for debtor

Date **July 26, 2019**

MM / DD / YYYY

Richard S. Wright 24622

Printed name

Moon Wright & Houston, PLLC

Firm name

**121 West Trade Street
Suite 1950
Charlotte, NC 28202**

Number, Street, City, State & ZIP Code

Contact phone **704-944-6560**

Email address **rwright@mwhattorneys.com**

24622 NC

Bar number and State

CORPORATE RESOLUTION

I, the undersigned, being the President of the Board of Directors of **Radford Quarries, Inc.**, a North Carolina corporation (the "Company") having a corporate headquarters located at 5605 Bamboo Road, Boone, NC 28607-9678, do hereby adopt the following resolutions by signing below to consent to action without holding a formal meeting of the Board of the Company:

RESOLVED, that the filing by the Company of a petition for relief under chapter 11 of title 11, United States Code (the "Bankruptcy Code"), in the United States Bankruptcy Court for the Western District of North Carolina is approved; and it is

FURTHER RESOLVED, that the officers of the Company are authorized, empowered, and directed to execute on behalf of the Company a petition for relief under chapter 11 of the Bankruptcy Code in the United States Bankruptcy Court for the Western District of North Carolina, and any affidavits, forms, schedules, application or any other pleadings or documents which are necessary or appropriate, including debtor-in-possession financing arrangements; and it is

FURTHER RESOLVED, that the retention on behalf of the Company of the law firm of Moon Wright & Houston, PLLC, upon such terms and conditions as the officers of the Company shall approve, to render legal services to, and to represent the Company in connection with such chapter 11 proceedings and other related matters in connection therewith, is authorized and approved; and it is

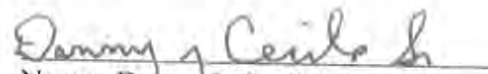
FURTHER RESOLVED, that any of the officers of the Company are each severally authorized to retain on behalf of the Company such other professionals as the officers of the Company deem necessary or appropriate, upon such terms and conditions as the officers of the Company shall approve, to render services to the Company in connection with such chapter 11 proceedings and with respect to other related matters in connection therewith; and it is

FURTHER RESOLVED, that any of the officers of the Company are authorized, empowered, and directed to take any and all further action and to execute and deliver any and all such further instruments and documents and to pay all such expenses (subject to bankruptcy court approval), where necessary or appropriate in order to carry out fully the intent and accomplish the purposes of the resolutions adopted herein; and it is

FURTHER RESOLVED, that all actions taken by the officers of the Company prior to the date hereof in connection with the reorganization of the Company or any matter related thereto, or by virtue of these resolutions, are hereby in all respects ratified, confirmed, and approved.

Dated: Boone, North Carolina
July 26, 2019

By:


Name: Danny J. Cecile, Sr.
President of the Board of Directors

Fill in this information to identify the case:

Debtor name Radford Quarries, Inc.

United States Bankruptcy Court for the: WESTERN DISTRICT OF NORTH CAROLINA

Case number (if known) _____

☐ Check if this is an amended filing

Official Form 202

Declaration Under Penalty of Perjury for Non-Individual Debtors

12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☐ *Schedule A/B: Assets—Real and Personal Property* (Official Form 206A/B)
- ☐ *Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 206D)
- ☐ *Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 206E/F)
- ☐ *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G)
- ☐ *Schedule H: Codebtors* (Official Form 206H)
- ☐ *Summary of Assets and Liabilities for Non-Individuals* (Official Form 206Sum)
- ☐ *Amended Schedule*
- ☒ *Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders* (Official Form 204)
- ☐ Other document that requires a declaration _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 26, 2019

X /s/ D.J. Cecile, Jr.

Signature of individual signing on behalf of debtor

D.J. Cecile, Jr.

Printed name

Vice President and Chief Financial Officer

Position or relationship to debtor

Fill in this information to identify the case:

Debtor name **Radford Quarries, Inc.**
 United States Bankruptcy Court for the: **WESTERN DISTRICT OF NORTH CAROLINA**
 Case number (if known): _____

☐ Check if this is an amended filing

Official Form 204

Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Ashe County Tax Collector 150 Government Circle Suite 2275 Jefferson, NC 28640						\$19,004.24
Benson, Blevins, & Associates PO Box 1026 North Wilkesboro, NC 28659						\$10,223.30
Charter 6399 S Fiddlers Green Circle Greenwood Village, CO 80111			Disputed			\$33,027.32
Combs Equipment Group PO Box 573 Pineville, KY 40977						\$6,980.00
Environmental Consulting & Technology 3701 Northwest 98th Street Gainesville, FL 32606						\$21,574.29
ERM NC, Inc. PO Box 951265 Dallas, TX 75395-1265						\$14,219.08
Geymont Construction 361 Ben Yount Lane Vale, NC 28168						\$64,367.52

Debtor **Radford Quarries, Inc.**
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Jerry Powers 281 Cranberry Creek Road Laurel Springs, NC 28644						\$15,111.00
Miller & Johnson, PLLC PO Box 49 Boone, NC 28607						\$17,245.49
Mine Safety and Health Administration 201 12th Street South Suite 401 Arlington, VA 22202-5452						\$22,275.00
Mine Safety and Health Administration 201 12th Street South Suite 401 Arlington, VA 22202-5452						\$30,088.00
Moffatt & Moffatt, PLLC PO Box 233-DTS Boone, NC 28607						\$6,435.00
Poyner Spruill PO Box 1801 Raleigh, NC 27602-1801						\$243,348.42
Screen-Tec, LLC PO Box 37165 Rock Hill, SC 29732						\$7,934.87
Southern Machinery Corporation PO Box 110768 Nashville, TN 37222-0768						\$6,000.00
Stowers Machinery Corporation PO Box 14802 Knoxville, TN 37914						\$18,508.79
Tennessee Department of Environment and 14th Floor, L&C Tower 401 Church Street Nashville, TN 37243						\$10,989.88

Debtor **Radford Quarries, Inc.**
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Unified Screening & Crushing 230 N. Sunway Drive Unit 102 Gilbert, AZ 85233						\$15,034.34
Waller, Lansden, Dortch, & Davis 511 Union Street Suite 2700 PO Box 198966 Nashville, TN 37219-8966						\$88,043.28
Wilkes County Tax Collector 110 Noth Street Wilkesboro, NC 28697						\$7,011.41

**United States Bankruptcy Court
Western District of North Carolina**

In re **Radford Quarries, Inc.**

Debtor(s)

Case No.

Chapter

11

VERIFICATION OF CREDITOR MATRIX

I, the Vice President and Chief Financial Officer of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.

Date: **July 26, 2019**

/s/ D.J. Cecile, Jr.

D.J. Cecile, Jr./Vice President and Chief Financial Officer

Signer/Title

Appalachian Auto Glass, Inc.
PO Box 2901
Boone, NC 28607

Appalachian Capital, LLC
PO Box 3613
Boone, NC 28607

Ashe County Tax Collector
150 Government Circle
Suite 2275
Jefferson, NC 28640

AT&T
PO Box 5014
Carol Stream, IL 60197-5014

Bamboo Road, LLC
Office Park Court
Ste 103
Columbia, SC 29223

Benson, Blevins, & Associates
PO Box 1026
North Wilkesboro, NC 28659

Beryl Miller
551 Glendale School Road
Glendale Springs, NC 28629

Bill's Garage
167 W King Street
Boone, NC 28607

Blue Ridge Electric Membership
PO Box 112
Lenoir, NC 28645-0112

C.F. Reece Crane
PO Box 629
831 North Main Street
Rutherfordton, NC 28139

Capital Bank
PO Box 31
Memphis, TN 38101-0031

Carolina West Wireless
PO Box 959
Wilkesboro, NC 28697

Caterpillar Finance Services Corporation
2120 West End Ave
PO Box 340001
Nashville, TN 37203

Century Link
PO Box 96064
Charlotte, NC 28296-0064

Charlie's Auto Parts
701 HWY 105 EXT
Boone, NC 28607

Charter
6399 S Fiddlers Green Circle
Greenwood Village, CO 80111

Combs Equipment Group
PO Box 573
Pineville, KY 40977

Danny Cecile
PO Box 2545
Boone, NC 28607

DJ Cecile
PO Box 2545
Boone, NC 28607

Environmental Consulting & Technology
3701 Northwest 98th Street
Gainesville, FL 32606

ERM NC, Inc.
PO Box 951265
Dallas, TX 75395-1265

First Insurance Funding Corp.
PO Box 66468
Chicago, IL 60666-0468

Geymont Construction
361 Ben Yount Lane
Vale, NC 28168

Greenzone Equipment LLC
36062 Garrett HWY
Accident, MD 21520

Highlands Union Bank
PO Box 1128
Abingdon, VA 24212-1128

Highlands Union Bank Charge Off
PO Box 1128
Abingdon, VA 24212-1128

Hodges Electric
258 Allison Road
Piney Flats, TN 37686

James Oxygen
PO Box 159
Hickory, NC 28603-0159

Jennifer Cecile
PO Box 2545
Boone, NC 28607

Jennifer Cecile - LOC
PO Box 2545
Boone, NC 28607

Jerry Powers
281 Cranberry Creek Road
Laurel Springs, NC 28644

Lift Bodies, Inc.
PO Box 1321
North Wilkesboro, NC 28659

Margaret Cecile
437 Glenview Rd
Boone, NC 28607

Marquarie Corporation and Asset Funding
3100 West End Ave.
Suite 325
Nashville, TN 37203

Meadows Mills, Inc.
1352 West D Street
North Wilkesboro, NC 28659

Mid-States Bolt & Screw Company
PO Box 2050
Flint, MI 48501

Miller & Johnson, PLLC
PO Box 49
Boone, NC 28607

Mine Safety and Health Administration
201 12th Street South
Suite 401
Arlington, VA 22202-5452

Moffatt & Moffatt, PLLC
PO Box 233-DTS
Boone, NC 28607

Mountain Electric
PO Box 180
Mountan City, TN 37683

Mountain Electric - INV#21128
PO Box 180
Mountan City, TN 37683

Mountain View Auto Parts
214 W. Main Street
Mountan City, TN 37683

NC Dept. of Revenue
PO Box 25000
Raleigh, NC 27640

PetroChoice
PO Box 829604
Philadelphia, PA 19182-9604

PNC Equipment Finance
655 Business Center Drive
Suite 250
Horsham, PA 19044

Poyner Spruill
PO Box 1801
Raleigh, NC 27602-1801

Renasant Bank
2001 Park Place
STE 315
Birmingham, AL 35203

Screen-Tec, LLC
PO Box 37165
Rock Hill, SC 29732

Southern Machinery Corporation
PO Box 110768
Nashville, TN 37222-0768

Stowers Machinery Corporation
PO Box 14802
Knoxville, TN 37914

Systel Business Equipment
PO Box 35870
Fayetteville, NC 28303

Tennessee Department of Enviornment and
14th Floor, L&C Tower
401 Church Street
Nashville, TN 37243

Unified Screening & Crushing
230 N. Sunway Drive
Unit 102
Gilbert, AZ 85233

Waller, Lansden, Dortch, & Davis
511 Union Street Suite 2700
PO Box 198966
Nashville, TN 37219-8966

Watauga County Sanitation
336 Landfill Road
Boone, NC 28607

Wilkes County Tax Collector
110 Noth Street
Wilkesboro, NC 28697

**United States Bankruptcy Court
Western District of North Carolina**

In re **Radford Quarries, Inc.**

Debtor(s)

Case No.

Chapter

11

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for **Radford Quarries, Inc.** in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

☒ None [*Check if applicable*]

July 26, 2019

Date

/s/ Richard S. Wright

Richard S. Wright 24622

Signature of Attorney or Litigant
Counsel for **Radford Quarries, Inc.**

Moon Wright & Houston, PLLC

121 West Trade Street

Suite 1950

Charlotte, NC 28202

704-944-6560 Fax:704-944-0380

rwright@mwhattorneys.com